

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

FIDEL H. PAJARILLO,

Appellant,

vs.

RICK A. YARNALL, as Chapter 13
Bankruptcy Trustee; U.S. Bank, N.A.,

Appellants.

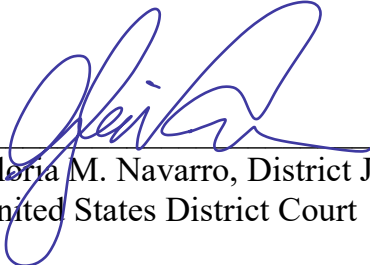
Case No.: 2:19-cv-02106-GMN

ORDER

Pending before the Court are Appellant Fidel H. Pajarillo's ("Appellant's") Ex Parte Motions for Emergency Temporary Restraining Order, (ECF Nos. 18, 19), requesting that the Court enjoin a foreclosure sale scheduled for May 21, 2021. On December 9, 2019, Appellant initiated this bankruptcy appeal following the Bankruptcy Court's dismissal of his underlying bankruptcy case. (Notice of Appeal, ECF No. 1). On March 24, 2021, this Court affirmed the Bankruptcy Court's dismissal of Appellant's bankruptcy case, entered judgment, and closed the case. (*See Order*, ECF No. 16); (J., ECF No. 17).

Federal Rule of Appellate Procedure 6 applies the rules of appellate procedure to bankruptcy appeals in district courts. *See Fed. R. App. P. 6(a)*. Under the Federal Rules of Appellate Procedure, appellate courts are expressly limited to granting injunctive relief while an appeal is pending. *See Fed. R. App. P. 8(a)(2)(A)*. In the present case, given that the appeal has closed, this Court lacks jurisdiction to issue a temporary restraining order. Accordingly, **IT IS HEREBY ORDERED** that Petitioner's Motions, (ECF Nos. 18, 19) are **DENIED**.

DATED this 20 day of May, 2021.



Gloria M. Navarro, District Judge
United States District Court